

AGENDA - COUNCIL MEETING - TUESDAY - MAY 10, 2005 - 1:30 P. M.
COUNCIL CHAMBER - SECOND FLOOR - CITY HALL
901 BAGBY - HOUSTON, TEXAS
with notes of action taken

MOTIONS 2005-0404 to 2005-0425
ORDINANCES – 2005-0583 to 2005-0621
RESOLUTION – None

2005-0403-1

PRAYER AND PLEDGE OF ALLEGIANCE - Council Member Berry

1:30 P. M. - ROLL CALL

ADOPT MINUTES OF PREVIOUS MEETING

2:00 P. M. - PUBLIC SPEAKERS - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

Motion 2005-0404 – Procedural motion
Motion 2005-0405 – Procedural motion

5:00 P. M. - RECESS

RECONVENE

WEDNESDAY - MAY 11, 2005 - 9:00 A. M.

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE
CITY SECRETARY PRIOR TO COMMENCEMENT

HEARINGS - 9:00 A.M.

1. Motion 2005-0406 – Close hearing

PUBLIC HEARING on a proposal for the City of Houston and **CLEAR BROOK CITY MUNICIPAL UTILITY DISTRICT** to enter into an amendment to the strategic partnership agreement between City of Houston and Clear Brook City Municipal Utility District and on a proposal by the City of Houston to annex for limited purposes certain additional territory within Clear Brook City Municipal Utility District, in Harris County, Texas

2. Motion 2005-0407 – Close hearing

PUBLIC HEARING on a proposal for the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 1** to enter into an amendment to the strategic partnership agreement between the City of Houston and Mission Bend Municipal Utility District No. 1 and on a proposal by the City of Houston to annex for limited purposes certain additional territory within Mission Bend Municipal Utility District No. 1 and certain additional territory located in the vicinity of Mission Bend Municipal Utility District No. 1; and to impose regulations on certain territory in the vicinity of Mission Bend Municipal Utility District No. 1, in Harris County and Fort Bend County, Texas

HEARINGS - continued

3. Motion 2005-0408 – Close hearing

PUBLIC HEARING on a proposal for the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110** to enter into an amendment to the strategic partnership agreement between the City of Houston and Harris County Water Control and Improvement District No. 110 and on a proposal by the City of Houston to annex for limited purposes certain additional territory within Harris County Water Control and Improvement District No. 110; and to impose regulations on certain territory in the vicinity of Harris County Water Control and Improvement District No. 110, in Harris County, Texas

4. Motion 2005-0409

PUBLIC HEARING on a proposal for the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 63** to enter into an amendment to the strategic partnership agreement between the City of Houston and Harris County Municipal Utility District No. 63 in Harris County, Texas

5. Motion 2005-0410 – Close hearing

PUBLIC HEARING on a proposal for the City of Houston and **WESTON UTILITY DISTRICT IN HARRIS COUNTY, TEXAS** to enter into an amendment to the strategic partnership agreement between the City of Houston and Weston Utility District

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 6 through 62

MISCELLANEOUS - NUMBERS 6 through 9A

6. Motion 2005-0419

REQUEST from Mayor for confirmation of the appointment of the following to the **BOARD OF DIRECTORS OF THE OLD SIXTH WARD REDEVELOPMENT AUTHORITY**:

Position Eight - **MS. PAULETTE SIMMONS** (HISD Representative), for a term to expire December 31, 2006

Position Nine - **MS. ALICE VALDEZ** (Harris County Representative), for a term to expire December 31, 2005

7. Motion 2005-0412

REQUEST from Mayor for confirmation of the appointment of **MR. MARK E. WORSCHER** (Houston Independent School District appointee) to Position Seven of the **ST. GEORGE PLACE REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term ending December 31, 2005

8. Council Member Wiseman tagged

RECOMMENDATION from Mayor's Office to approve By-Laws for the Board of Public Trusts (Houston Foundation) as required by Section 36-27 of the Code of Ordinances, Houston, Texas

9. Ordinance 2005-0602

ORDINANCE appropriating \$127,753.36 out of Parks Consolidated Construction Fund as an additional appropriation for Alief Park, under construction contract with **PARALLAX BUILDERS, INC**, approved by Ordinance No. 04-0187, GFS F-504B-08-3; and appropriating \$19,912.75 out of Parks Consolidated Construction Fund for Direct purchase of Furniture and Equipment for Alief Park through TXMAS - **DISTRICT F - KHAN**

MISCELLANEOUS - continued

a. Motion 2005-0420

RECOMMENDATION from Director Building Services Department for approval of Change Order No. 6 in the amount of \$127,753.36 on contract with **PARALLAX BUILDERS, INC** for Parks Master Plan - Alief Park, GFS F-504B-08-3 - **DISTRICT F - KHAN**

DAMAGES - NUMBER 10

10. Motion 2005-0413

RECOMMENDATION from City Attorney for settlement of lawsuit styled **MARIA MONSIVAIS v. David Alan Fletcher** and the City of Houston; in the County Civil Court at Law No. Four (4), Harris County, Texas; Cause No. 809,663 - \$30,000.00 - Property and Casualty Fund

ACCEPT WORK - NUMBERS 11 and 12

11. Motion 2005-0421

RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$443,764.29 and acceptance of work on contract with **GCC CONSTRUCTORS, INC** for Parks to Standard Program - Phase II, Agnes Moffitt Pool Building Addition, GFS F-504A-01-3 06.23% over the original contract amount - **DISTRICT A - LAWRENCE**

12. Motion 2005-0414

RECOMMENDATION from Director Department Public Works & Engineering for approval of final contract amount of \$353,963.00 and acceptance of work on contract with **JERDON ENTERPRISE, L.P.** for Gessner Road Detention Facility, GFS N-0658-02-3 (SB9024) - 04.79% over the original contract amount - **DISTRICT A - LAWRENCE**

PROPERTY - NUMBERS 13 and 14

13. Motion 2005-0415

RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel AY2-051, located at 9407 E. Avenue I, owned by Rosario Guerrero and the Heirs of Oswald Guerrero, for the **CENTRAL STREET GRADE SEPARATION PROJECT from Central Street Extension over Manchester Avenue to Train Yard**, CIP N-0676-01-2 - **DISTRICT I - ALVARADO**

14. Motion 2005-0416

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel A98-015, located at 10500 Richmond Avenue, owned by Zenith Capital Group, L.C., a Texas limited liability company, for the **ROGERDALE PAVING PROJECT from Westpark Drive to Westheimer Road**, CIP N-0644-09-1 - \$58,913.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT G - HOLM**

PURCHASING AND TABULATION OF BIDS - NUMBERS 15 through 17

15. Motion 2005-0417

PHILPOTT MOTORS, LTD. for Patrol and Emergency Response Automobiles for Police and Fire Departments - \$4,709,336.00 - Equipment Acquisition Consolidated Fund

16. Motion 2005-0418

DTC COMMUNICATIONS, INC for Infrared Handheld Cameras from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for the Houston Police Department - \$52,993.75 - Grant Fund

PURCHASING AND TABULATION OF BIDS - continued

17. Motion 2005-0422

AMEND MOTION #2002-954, 8/14/02, TO INCREASE spending authority from \$323,968.00 to \$404,960.00, for Equipment, John Deere Tractor Replacement Parts and Service Contract for Various Departments, awarded to **RUSH EQUIPMENT CENTER, HOUSTON**

ORDINANCES - NUMBERS 18 through 62

18. Ordinance 2005-0603

ORDINANCE AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS, and CHAPTER 46 OF THE CITY OF HOUSTON CONSTRUCTION CODE relating to Banners

19. Council Members Wiseman, Garcia, Alvarado and Sekula-Gibbs tagged

ORDINANCE AMENDING THE CITY OF HOUSTON CONSTRUCTION CODE and local amendments to the International Residential Code for one- and two-family dwellings relating to private inspection of certain residential construction work

20. Ordinance 2005-0604

ORDINANCE authorizing the issuance of City of Houston, Texas Airport System Subordinate Lien Revenue Refunding Bonds, Series 2005A (AMT) and such other Series or Subseries as designated herein; authorizing the Mayor and City Controller to approve the amount, the interest rate, interest rate period, price, and terms thereof and certain other procedures and provisions relating thereto; providing for the payment thereof; authorizing the refunding and defeasance of certain Outstanding Airport System Bonds; approving the sale of the bonds and authorizing the execution and delivery of the Bond Purchase Agreement; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of Bond Insurance; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; authorizing the execution and delivery of a Paying Agent/Registrar Agreement, a Tender Agent Agreement, a Remarketing Agreement, and a Standby Bond Purchase Agreement and other related and necessary agreements pertaining to Variable Rate Demand and Auction Rate Obligations; and declaring an emergency

Motion 2005-0411 – Suspend rules to consider Items 21, 22 and 37 out of order

21. Ordinance 2005-0583

ORDINANCE authorizing the issuance of one or more Series of City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2005 to provide for the payment of the current expenses of the City for the Fiscal Year beginning July 1, 2005, and ending June 30, 2006; prescribing the terms and form thereof and authorizing the Finance Working Group to determine certain terms and conditions relating thereto; providing for the payment of the principal thereof and interest thereon; approving and authorizing the distribution of a Preliminary Official Statement and official notice of sale to be used in connection with the sale of the notes; authorizing the execution and delivery of a Paying Agent/Registrar Agreement and a Co-Bond Counsel Agreement; making other findings and provisions relating to such notes and matters incident thereto; and declaring an emergency

22. Ordinance 2005-0617

ORDINANCE approving a supplemental borrowing evidenced by City of Houston, Texas Tax and Revenue Anticipation Note, Series 2005B to provide for payment of current expenses of the City for a portion of the Fiscal Year beginning July 1, 2005, and ending June 30, 2006; providing for the payment of the principal of and interest on such note; authorizing the procedure for determining the terms and conditions of such note; authorizing the execution of a Note Purchase Agreement; appointing Co-Bond Counsel; making other findings and provisions related to the subject and matters incident thereto; and declaring an emergency

ORDINANCES - continued

23. Council Member Wiseman tagged

ORDINANCE amending City of Houston Ordinance No. 2004-1261 relating to rescheduling and postponement of City Council Meetings

24. Ordinance 2005-0605

ORDINANCE approving and authorizing consent to encroach, allowing existing improvements owned by Alejandro Flores and Martin Flores, d/b/a Mex Flores Produce Co., Inc., the abutting owners, to encroach (i) a building 6.7-feet and (ii) a building 5.7-feet, more or less, respectively, into Michaux Street, both adjoining the property at 4910 North Main Street, adjacent to Lots 10 and 11, Block 22, Stude's First Addition and situated in the John Austin Two League, Harris County, Texas; Parcels ENY5-001A and ENY5-001B; subject to the terms and conditions of the consent to encroach - **DISTRICT H - GARCIA**

25. Ordinance 2005-0585

ORDINANCE consenting to the addition of 36.2307 acres of land to **HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 61**, for inclusion in its district

26. Ordinance 2005-0586

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 433**

27. Ordinance 2005-0587

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 435**

28. Ordinance 2005-0588

ORDINANCE consenting to the creation of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 448**

29. Ordinance 2005-0589

ORDINANCE consenting to the addition of 0.9981 acres of land to **TERRANOVA WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district

30. Ordinance 2005-0606

ORDINANCE approving and authorizing Lease Agreement between the City of Houston and the **UNITED STATES DEPARTMENT OF AGRICULTURE - ANIMAL AND PLANT HEALTH INSPECTION SERVICE** for Certain space at George Bush Intercontinental Airport/Houston 10 Years

31. Ordinance 2005-0607

ORDINANCE approving and authorizing the City of Houston to submit the 2005 Consolidated Annual Plan to the United States Department Of Housing And Urban Development, including the following 2005-2006 Grant Applications: 1) 31st Year Community Development Block Grant in the amount of \$39,244,067.00 (\$34,244,067.00 Entitlement Grant, \$3,000,000.00 Program Income and \$2,000,000.00 Prior Years Funding); 2) Home Investment Partnerships Grant in the amount of \$15,094,911.00 (\$14,061,162.00 Grant, \$500,000.00 Program Income and \$533,749.00 from the American Dream Down Payment Initiative [ADDI]); 3) Housing Opportunities For Persons With AIDS Grant in the amount of \$9,669,000.00; and 4) Emergency Shelter Grants in the amount of \$1,324,356.00; and to accept the aforementioned grant funds, if awarded

ORDINANCES - continued

32. Ordinance 2005-0608

ORDINANCE approving and authorizing contracts between the City and **MOTHERLAND, INC** and **FAMILIES UNDER URBAN AND SOCIAL ATTACK, INC** for HIV/STD Services for the Houston Department of Health & Human Services; providing maximum contract amounts \$2,000,000.00 - General Fund

33. Ordinance 2005-0609

ORDINANCE approving and authorizing a first amendment to agreement between the City of Houston and **EL CENTRO de CORAZON** to provide an additional \$70,000.00 of Federal "CDBG" Funds to pay for additional costs in connection with the renovation of two public health care facilities - \$70,000.00 - **DISTRICT H - GARCIA**

34. Ordinance 2005-0610

ORDINANCE appropriating \$146,214.65 out of Low Income Housing Fund 872; amending Ordinance No. 2002-240 to substitute the \$146,214.65 of funds appropriated herein for \$146,214.65 of the Home Investment Partnerships ("HOME") Funds as a funding source in connection with the grant agreement between the City and **WILLIAM A. LAWSON INSTITUTE** for Peace and Prosperity for the construction of a fifty (50) unit Elderly Housing Apartment Complex located at 5220 Scott Street - **DISTRICT D - EDWARDS**

35. Ordinance 2005-0590

ORDINANCE approving and authorizing grant agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Click-It or Ticket Selective Traffic Enforcement Program; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program

36. Council Member Wiseman tagged

ORDINANCE approving and authorizing contract between the City of Houston and **MILLER & VAN EATON, P.L.L.C.**, for Legal Services in connection with representation of the City in Telecommunications and Cable Television-related matters - \$40,000.00 - General Fund

37. Ordinance 2005-0584

ORDINANCE approving and authorizing contract between the City of Houston and **THOMPSON & KNIGHT, LLP**, for Legal Services in connection with representation of the City as Amicus Curiae in Litigation regarding Entex Franchise Fees before the Third Court of Appeals in Austin, Texas and related matters; providing a maximum contract amount - \$35,000.00 - General Fund

38. Ordinance 2005-0611

ORDINANCE appropriating \$120,000.00 out of Housing Special Revenue Fund for Work Performed under contract with **JEFFERSON WELLS INTERNATIONAL**, Contract No. (55769), amending Ordinance No. 204-0207 to increase the maximum contract amount

39. Pulled-Not Considered

ORDINANCE approving and authorizing contract between the City of Houston and **MOTOROLA, INC** for Technical Support Services for Customer Service Request System Software on the City's 3-1-1 System for the Information Technology Department; providing a maximum contract amount \$264,750.00 - Central Service Revolving Fund

ORDINANCES - continued

40. Ordinance 2005-0612

ORDINANCE approving and authorizing sponsorship agreement between the City of Houston and **WESTHAMPTON VILLAGE HOMEOWNERS ASSOCIATION, INC** for Solid Waste Collection Services - 3 Months - \$540.00 - General Fund - **DISTRICT G - HOLM**

41. Ordinance 2005-0613

ORDINANCE approving and authorizing a Treated Surface Water Supply Contract between the City of Houston, Texas, **THE WILLIAM CARLOSS MORRIS, III AND SHARON KAY MORRIS CHARITABLE REMAINDER UNITRUST AND HOFFMAN AND MORRIS TRUST** on behalf of proposed Fort Bend County Municipal Utility District No. 168

42. Ordinance 2005-0591

ORDINANCE approving and authorizing a Treated Surface Water Supply Contract between the City Of Houston and **MARHABA PARTNERS LIMITED PARTNERSHIP** on behalf of the proposed Harris County Municipal Utility District No. 403

43. Ordinance 2005-0592

ORDINANCE approving and authorizing a Sanitary Sewer Service Agreement between The City Of Houston and **BEAZER HOMES TEXAS, L.P.** On Behalf Of Proposed Harris County Municipal Utility District No. 420

Motion 2005-0425 – Amend Item 44 by inserting the following clause at the end of the sentence in Section 2 of the Terms Division of the agreement that begins “These services are currently estimated to be \$395,106...”:

“; however the County shall be responsible for 100% fo the design costs for the Project; in whatever amount they may be.”

44. Ordinance 2005-0621 – Adopt as amended

ORDINANCE approving and authorizing Interlocal Agreement between the City, **FORT BEND COUNTY TOLL ROAD AUTHORITY**, and **FORT BEND COUNTY** for Reconstruction of Hillcroft Street from Beltway 8 to Fuqua and accepting \$275,000.00 from Fort Bend County Toll Road Authority and \$100,000.00 from Fort Bend County and depositing such funds into the Street & Bridge Construction Fund; GFS N-0792-01-2 (SB9206) - **DISTRICTS C - GOLDBERG and D - EDWARDS**

44-1 Ordinance 2005-0593

ORDINANCE appropriating \$222,000.00 out of Public Library Consolidated Construction Fund (E-0138-01-1) and approving and authorizing the purchase of Parcel PY2-003 and payment of the costs of such purchase and/or condemnation of such real property and associated costs for Appraisal Fees, Title Policy/Services, Recording Fees, Court Costs and Expert Witness Fees, for and in connection with the South Post Oak Multi-Service Center and the Vinson Branch Library, and finding a public necessity for, the Vinson Branch Library; de-appropriating \$219,300.00 (D-0081-00-1) and \$192,400.00 (D-0079-00-1) out of the General Improvements Consolidated Construction Fund appropriated under Ordinance No. 2002-604 for the Northeast Multi-Service Center Project and the South Post Oak Multi-Service Center Project - **DISTRICT D - EDWARDS**

45. Ordinance 2005-0614

ORDINANCE finding no special benefit to the abutting owner of property described as Lot 28A of the G. A. Maack, Unrecorded Subdivision of Lot 25, of Little York Annex and authorizing a refund for certain apparent assessment liens created by Ordinance No. 82-1337, passed August 25, 1982, for the initiation of a paving project for the permanent improvement of a portion of West Montgomery Road in the City of Houston - **DISTRICTS B - GALLOWAY and H - GARCIA**

ORDINANCES - continued

46. Ordinance 2005-0594

ORDINANCE appropriating \$260,00.00 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Fund and approving and authorizing Developer Participation Contract between the City of Houston and **MAJESTIC HOMEBUILDERS, INC** for Construction of Water, Sanitary Sewer and Storm Sewer Lines to serve Section Two of the Majestic Estates Subdivision, CIP S-0800-G3-03 and R-0800-G3-03 - **DISTRICT D - EDWARDS**

47. Ordinance 2005-0595

ORDINANCE appropriating \$606,000.00 out of Drainage Improvements Commercial Paper Series F Fund and approving and authorizing contract between the City of Houston and **CARTER AND BURGESS, INC** for Storm Water Management and Neighborhood Street Reconstruction; GFS M-0255-01-3 (SM5040-01) - **DISTRICT C - GOLDBERG**

48. Council Member Galloway tagged

ORDINANCE appropriating \$553,400.00 out of Series E Commercial Paper Metro Projects Fund and approving and authorizing contract between the City of Houston and **JNS CONSULTING ENGINEERS, INC** for Neighborhood Street Reconstruction, Briargrove Subdivision - Phase III; GFS N-0368-03-3 (SB9002) - **DISTRICT G - HOLM**

49. Ordinance 2005-0596

ORDINANCE appropriating \$37,314.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing amendment to contract between the City of Houston and **CH2M HILL, INC** for Construction of the East Water Purification Plant; GFS S-0056-34-3 **DISTRICT E - WISEMAN**

50. Ordinance 2005-0597

ORDINANCE appropriating \$571,000.00 out of Street & Bridge Consolidated Construction Fund; awarding contract to **TOTAL CONTRACTING LTD.** for Safe Sidewalk Program C4 Project, GFS N-0610A-C4-3 (SB9049-4); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS C - GOLDBERG; F - KHAN and G - HOLM**

51. Ordinance 2005-0598

ORDINANCE appropriating \$1,410,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in OST - Yellowstone Area, GFS S-0035-A8-3 (WA10768); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

52. Ordinance 2005-0599

ORDINANCE appropriating \$1,354,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **R. K. WHEATON, INC** for Water Line Replacement in Sunbeam Area, GFS S-0035-A9-3 (WA10769); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - EDWARDS**

ORDINANCES - continued

53. Ordinance 2005-0615

ORDINANCE appropriating \$1,602,837.44 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **TROY CONSTRUCTION, L.L.P.** for Water Distribution System Rehabilitation and Renewal, GFS S-0035-V1-3 (WA10855); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund

54. Ordinance 2005-0600

ORDINANCE appropriating \$12,978,700.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Supervisory Control & Data Acquisition (SCADA) and Security at Various Groundwater Production Facilities, GFS-0522-07-3 (WA10659-2); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund No. 755

55. Council Members Quan, Galloway and Wiseman tagged

ORDINANCE appropriating \$2,572,000.00 out of Public Library Consolidated Construction Fund, awarding Design/Build Contract to **SPAWMAXWELL COMPANY, LP** for Frank Branch Library Rehabilitation/Renovation, GFS E-0033-01-3; providing funding for engineering testing services, Civic Art Program and contingencies relating to design and construction of facilities financed by Public Library Consolidated Construction Fund - **DISTRICT C - GOLDBERG**

56. Ordinance 2005-0601

ORDINANCE appropriating \$2,585,920.00 out of Police Consolidated Construction Fund, awarding construction contract to **MERIDIAN COMMERCIAL, L.P.** for Renovation of Police Stations - Central, NW, SW and Magnolia, GFS G-0064-01-3; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies, Civic Art Program, engineering and testing services, and project management and air monitoring services during abatement relating to construction of facilities financed by Police Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; C - GOLDBERG; H - GARCIA and I - ALVARADO**

57. Ordinance 2005-561 - Passed second reading

ORDINANCE No. 2005-561, passed first reading May 4, 2005

ORDINANCE granting to **ELITE WASTE INDUSTRIES, a Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

58. Ordinance 2005-562 - Passed second reading

ORDINANCE No. 2005-562, passed first reading May 4, 2005

ORDINANCE granting to **GULF COAST WASTE SERVICES, L.P., a Texas Limited Partnership**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

ORDINANCES - continued

59. Ordinance 2005-563 - Passed second reading

ORDINANCE No. 2005-563, passed first reading May 4, 2005

ORDINANCE granting to **PSC INDUSTRIAL OUTSOURCING, a Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

60. Ordinance 2005-578 - Passed second reading

ORDINANCE No. 2005-578, passed first reading May 4, 2005

ORDINANCE granting to **MED-SHRED, INC, a Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

61. Ordinance 2005-579 - Passed second reading

ORDINANCE No. 2005-579, passed first reading May 4, 2005

ORDINANCE granting to **M. SAUCEDO HAULING, a Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING**

62. Ordinance 2005-582 - Passed second reading

ORDINANCE No. 2005-582, passed first reading May 4, 2005

ORDINANCE granting to **TVMAX HOUSTON, L.P.** a Texas Limited Partnership, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **SECOND READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MATTERS HELD - NUMBERS 63 through 66

63. Motion 2005-0424 – Adopt

MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration Department to award to **TURF EQUIPMENT & SUPPLIES, INC** for Riding Mowers for Parks & Recreation Department \$243,980.00 - General Fund - **TAGGED BY COUNCIL MEMBER BERRY**

This was Item 10 on Agenda of May 4, 2005

64. Ordinance 2005-0618

ORDINANCE authorizing publication of notice of intention to issue City of Houston, Texas Certificates of Obligation, Series 2005D, in a principal amount not to exceed \$60,000,000 for the purchase of materials, supplies, equipment, machinery, buildings, and land for authorized needs and purposes and for payment of contractual obligations for professional services in connection therewith; approving or declaring other matters incidental to the issuance and sale of such certificates; making various findings and provisions related thereto; and declaring an emergency

TAGGED BY COUNCIL MEMBER WISEMAN

This was Item 20 on Agenda of May 4, 2005

MATTERS HELD - continued

65. Ordinance 2005-0619

ORDINANCE approving and authorizing contract between the City of Houston and **CLARENCE A. WEST**, Attorney at Law for Legal Services in connection with Access Line Fee Payments Verification Reviews of XO Communications, Time Warner Communications, Logix and Birch and other matters relating to right-of-way use conditions in the City of Houston - \$80,000.00 - General Fund - **TAGGED BY COUNCIL MEMBERS WISEMAN AND LAWRENCE**
This was Item 25 on Agenda of May 4, 2005

66. Ordinance 2005-0620

ORDINANCE approving and authorizing contract between the City and **SOUTHWESTERN BELL TELEPHONE, L.P.** for a Video Arraignment and Tele-Conference System for the Municipal Courts Department; providing a maximum contract amount - Not to exceed five years and six months - \$415,000.00 - Building Security Fund - **TAGGED BY COUNCIL MEMBER WISEMAN**
This was Item 26 on Agenda of May 4, 2005

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Edwards first

ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER

NOTE - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

SUPPLEMENTAL NOTICE

NOTICE IS HEREBY GIVEN that the City Council of the City of Houston at its regular meeting Wednesday, May 11, 2005, which will convene at 9:00 a.m. in the City Council Chambers, Second Floor, City Hall, 901 Bagby, Houston, Texas, will consider the following items:

67. Ordinance 2005-0616

ORDINANCE appropriating \$50,000.00 out of TIRZ Affordable Housing Fund for Emergency Demolition and Reconstruction of Three Homes for the Housing and Community Development Department - **DISTRICTS A - LAWRENCE; B - GALLOWAY and D - EDWARDS**

a. Motion 2005-0423

RECOMMENDATION from Director Housing & Community Development to **AMEND MOTION #2004-914, 8/18/04, TO INCREASE** spending authority on award to **CDI MANAGEMENT SERVICES, INC** for Emergency Demolition and Reconstruction of three homes for Housing and Community Development Department

5/10/2005 – Council Members Alvarado and Garcia absent on City business

5/11/2005 – All Present